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November 22, 2023

Hon. Cathy Seibel  
United States District Judge  
Charles L. Brieant United States Courthouse  
300 Quarropas St.  
White Plains, NY 10601-4150

Re: *The Wave Studio, LLC v. American Express Company*  
Case No. 7:15-CV-03420-CS

*The Wave Studio, LLC v. General Hotel Management Ltd., et al.*  
Case No. 7:13-CV-9239-CS-PED

Dear Judge Seibel:

Akin Gump Strauss Hauer & Feld LLP is counsel to American Express Company (“American Express”) in *The Wave Studio, LLC v. American Express Company*, Case No. 7:15-CV-03420-CS, which has been consolidated with *The Wave Studio LLC v. General Hotel Management Ltd., et al.*, Case No. 7:13-CV-9239-CS-PED. We write in response to this Court’s November 7, 2023 Order instructing the defendants to respond to Plaintiff’s November 7, 2023 letter requesting a pre-motion conference on Plaintiff’s Motion to Lift the Stay. *See* ECF 295, 296 (13-cv-9239).

American Express joins General Hotel Management Ltd.’s response to Plaintiff’s November 7, 2023 letter. *See* ECF 300 (13-cv-9239). Further, should the Court lift the stay, American Express respectfully requests that the Court enter a scheduling order that provides American Express with 60 days to respond to the operative complaint.

Sincerely,

/s/ Anthony T. Pierce

Anthony T. Pierce  
Erica E. Holland  
*Counsel for American Express Company*